



Docket No.: 42390P10859

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

JAY H. CONNELLY

Application No.: 09/823,566

Filed: March 30, 2001

For: **AN APPARATUS AND METHOD FOR A
DYNAMIC ELECTRONIC PROGRAM
GUIDE ENABLING BILLING
BROADCAST SERVICES PER EPG LINE**
ITEM

Art Group: 2185

Examiner: To Be Assigned

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JUN 20 2003
Technology Center 2100

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure, enclosed is a copy of Information Disclosure Statement by Applicant (form PTO/SB/08), which is being submitted before the mailing of a first Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s). Copies of the references cited on PTO/SB/08 are enclosed herewith.

The references were cited in a Search Report dated April 3, 2003 (copy enclosed herewith) from a foreign patent office in a counterpart PCT application.

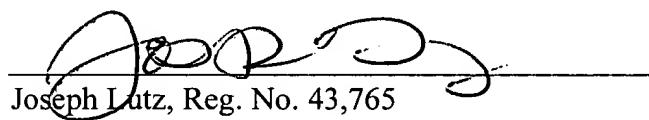
The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Please charge any fees due to Deposit Account 02-2666. A duplicate copy of the Fee Transmittal (PTO/SB/17) is enclosed for this purpose.

Respectfully submitted,

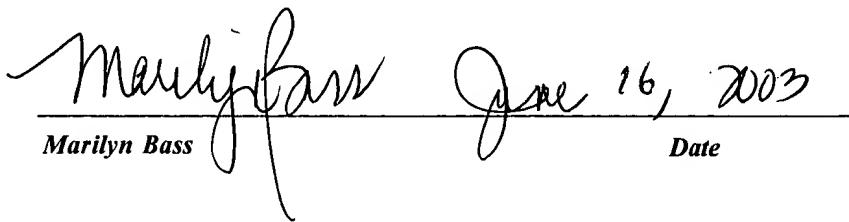
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: JUNE 16, 2003


Joseph Lutz, Reg. No. 43,765

12400 Wilshire Blvd., 7th Floor
Los Angeles, California 90025
(310) 207-3800

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Marilyn Bass June 16, 2003
Marilyn Bass Date



INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
Sheet	1	of	2	Application Number	09/823,566
				Filing Date	March 30, 2001
				First Named Inventor	Jay H. Connelly
				Art Unit	2185
				Examiner Name	To Be Assigned
				Attorney Docket Number	42390P10859

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JUN 20 2003

Technology Center 2100

Examiner Signature		Date Considered	
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Based on PTO/SB/08A (05-03) as modified by Blakely, Solokoff, Taylor & Zafman (wlr) 05/02/2003

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JUN 19 2003

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

<i>Complete if Known</i>	
Application Number	09/823,566
Filing Date	March 30, 2001
First Named Inventor	Jay H. Connelly
Art Unit	2185
Examiner Name	To Be Assigned
Attorney Docket Number	42390P10859

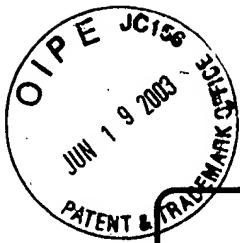
OTHER ART - NON PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

¹Applicant's unique citation designation number. ²Applicant is to place a check mark here if English language Translation is attached.

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2185
#5
SP

07-02-03

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

7

Application No.

09/823,566

Filing Date

March 30, 2001

First Named Inventor

Jay H. Connelly

Group Art Unit

2185

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Examiner Name

To Be Assigned

Technology Center 2100

Attorney Docket Number

42390P10859

ENCLOSURES (check all that apply)

Fee Transmittal Form

Drawing(s)

After Allowance Communication to Group

Fee Attached

Licensing-related Papers

Appeal Communication to Board of Appeals and Interferences

Amendment / Response

Petition

Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

After Final

Affidavits/declaration(s)

Petition to Convert a Provisional Application

Proprietary Information

Extension of Time Request

Power of Attorney, Revocation Change of Correspondence Address

Status Letter

Express Abandonment Request

Terminal Disclaimer

Other Enclosure(s) (please identify below):

Information Disclosure Statement

Return Receipt Postcard

PTO/SB/08

Request for Refund

Certified Copy of Priority Document(s)

CD, Number of CD(s)

Response to Missing Parts/ Incomplete Application

Remarks

Basic Filing Fee

Declaration/POA

Response to Missing Parts under 37 CFR 1.52 or 1.53

cited references: 1 US Patent, 3 Foreign Patents, 2 Other Art

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Joseph Lutz, Reg. No. 43,765

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Signature

Date

APR 16, 2003

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Typed or printed name

Marilyn Bass

Signature

Date

APR 16, 2003

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FEET TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known

Application Number	09/823,566
Filing Date	March 30, 2001
First Named Inventor	Jay H. Connell
Examiner Name	To Be Assigned
Group/Art Unit	2185
Attorney Docket No.	42390P10859

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JUN 20 2003

METHOD OF PAYMENT (check one)

Check Credit card Money Order Other None
 Deposit Account

Deposit Account Number **02-2666**

Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		FeePaid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1001	750	2001	375	Utility filing fee
1002	330	2002	165	Design filing fee
1003	520	2003	260	Plant filing fee
1004	750	2004	375	Reissue filing fee
1005	160	2005	80	Provisional filing fee
SUBTOTAL (1)		(\$)		

2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Extra Claims	Fee from below	FeePaid
<input type="checkbox"/>	<input type="checkbox"/>	20 = <input type="checkbox"/>	X <input type="checkbox"/> = <input type="checkbox"/>	
<input type="checkbox"/>	3 = <input type="checkbox"/>	X <input type="checkbox"/> = <input type="checkbox"/>		

Multiple Dependent

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple Dependent claim, if not paid
1204	84	2204	42	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$)		

*or number previously paid, if greater. For Reissues, see below

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	FeePaid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65 Surcharge - late filing fee or oath
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920 *	1804	920 * Requesting publication of SIR prior to Examiner action
1805	1,840 *	1805	1,840 * Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	410	2252	205 Extension for reply within second month
1253	930	2253	465 Extension for reply within third month
1254	1,450	2254	725 Extension for reply within fourth month
1255	1,970	2255	965 Extension for reply within fifth month
1404	320	2401	160 Notice of Appeal
1402	320	2402	160 Filing a brief in support of an appeal
1403	280	2403	140 Request for oral hearing
1451	1,510	2451	1,510 Petition to institute a public use proceeding
1452	110	2452	55 Petition to revive - unavoidable
1453	1,300	2453	650 Petition to revive - unintentional
1501	1,300	2501	650 Utility issue fee (or reissue)
1502	470	2502	235 Design issue fee
1503	630	2503	315 Plant issue fee
1460	130	2460	130 Petitions to the Commissioner
1807	50	1807	50 Processing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	750	1809	375 Filing a submission after final rejection (37 CFR § 1.129(a))
1810	750	2810	375 For each additional invention to be examined (37 CFR § 1.129(b))
1801	750	2801	375 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify) _____			

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Joseph Lutz	Registration No. (Attorney/Agent)	43,765	Telephone	(310) 207-3800
Signature				Date	06/16/03

Based on PTO/SB/17 (01-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 05/02/2003.
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